



WILLIAM T FUJIOKA
Chief Executive Officer

County of Los Angeles CHIEF EXECUTIVE OFFICE

Kenneth Hahn Hall of Administration
500 West Temple Street, Room 713, Los Angeles, California 90012
(213) 974-1101
<http://ceo.lacounty.gov>

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

32

September 1, 2009

September 1, 2009

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Sachi A. Hamai

SACHI A. HAMAI
EXECUTIVE OFFICER

Board of Supervisors
GLORIA MOLINA
First District

YVONNE B. BURKE
Second District

ZEV YAROSLAVSKY
Third District

DON KNABE
Fourth District

MICHAEL D. ANTONOVICH
Fifth District

Dear Supervisors:

**DEPARTMENT OF PUBLIC WORKS: LOS AMIGOS GOLF COURSE
NEW IRRIGATION SYSTEM AND LAKE RENOVATION PROJECT
CITY OF DOWNEY
CATEGORICAL EXEMPTION, APPROPRIATION ADJUSTMENT AND
ADOPT AND ADVERTISE
SPECS. 6829; CAPITAL PROJECT NO. 77388
(FOURTH DISTRICT) (4 VOTES)**

SUBJECT

This action is to approve the Los Amigos Golf Course New Irrigation System and Lake Renovation project that includes converting irrigation of the golf course from potable to reclaimed water. This action also requires approval of an appropriation adjustment to add necessary project funding and authorization of amendments to lease terms addressing changes in the operation and maintenance of the golf course.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that the Los Amigos Golf Course New Irrigation System and Lake Renovation project is categorically exempt under the California Environmental Quality Act for the reasons stated herein.
2. Approve the appropriation adjustment to increase the Los Amigos Golf Course New Irrigation System and Lake Renovation project (C.P. 77388) appropriation and revenue by \$1,796,000, consisting of an addition of \$1,346,000 in Los Amigos Golf Course Capital Improvement Fund revenue and \$450,000 in Central Basin Municipal Water District grant funds to the project.

"To Enrich Lives Through Effective And Caring Service"

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Intra-County Correspondence Sent Electronically Only**

3. Approve the Los Amigos Golf Course New Irrigation System and Lake Renovation project and total project budget of \$5,516,000.
4. Approve and instruct the Chair to accept and sign the Memorandum of Understanding with the Central Basin Municipal Water District for a grant of \$450,000 to provide funding for the proposed Los Amigos Golf Course New Irrigation System and Lake Renovation project.
5. Approve and instruct the Chair to sign Amendment 6 to Lease Agreement 43119 with the Los Amigos Country Club, Inc., reflecting the proposed irrigation and lake renovation project and the changes in the operation and maintenance of the Los Amigos Country Club resulting from the proposed project.
6. Adopt plans and specifications for construction of the Los Amigos Golf Course New Irrigation System and Lake Renovation project. Instruct the Executive Officer of your Board to advertise for bids to be received and opened on October 1, 2009, in accordance with the Instruction Sheet for Publishing Legal Advertisements.
7. Authorize the Director of Public Works to execute a consultant services agreement with the apparent Lowest Responsive and Responsible Bidder to prepare a baseline construction schedule and a Storm Water Pollution Prevention plan for an \$8,000 not-to-exceed fee funded by existing project funds and to establish the effective date following Board approval.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Approval of the recommended actions will authorize the Memorandum of Understanding (MOU) for acceptance of grant funds from the Central Basin Metropolitan Water District (CBMWD) for the proposed Los Amigos Golf Course New Irrigation System and Lake Renovation project, memorialize amendments to terms of the Los Amigos Golf Course (LAGC) Lease with the Los Amigos Country Club (LACC), and allow the Department of Public Works (Public Works) to proceed with the project and obtain bids for construction.

The proposed project consists of replacing the existing irrigation system with a new automated system and establishing a reclaimed water connection and pump house to irrigate the golf course. In addition, the golf course's two lakes will be drained, renovated, and relined to prevent percolation of the water, so they can be used as reservoirs for the new reclaimed water irrigation system.

The existing 35-year-old irrigation system at LAGC has reached the end of its useful life and repairs are increasingly difficult due to the scarcity of parts. The two existing lakes do not efficiently retain water and require frequent refilling.

The CBMWD, which is the provider of potable water presently used to irrigate the LAGC, is also the owner of a system capable of distributing recycled water to LAGC. The CBMWD has committed via the MOU to provide \$450,000 in grant funding for the project in order to have LAGC irrigation needs supplied by its reclaimed water. The terms of the MOU require the County to complete the reclaimed water irrigation system by June 30, 2011. CBMWD will disburse the funds to the County when the reclaimed water irrigation system is put into operation. The change in water source will result in water rate reductions of at least 20 percent. The CBMWD Board of Directors has a policy that allows recycled water to be priced at no more than 80 percent of the potable water rate.

The amendment to Lease Agreement No. 43119 for the Operation and Maintenance of Los Amigos County Golf Course reflects the agreement to have the County provide construction management for the project, establish the project scope, funding arrangements, and responsibility of parties for the project.

Under a Board-approved, as-needed agreement for architect/engineer design services managed by the Department of Parks and Recreation (Parks and Recreation), Takahashi Associates (Takahashi) was authorized to provide design services for the project. The plans and specifications are now completed. The project construction will be completed by a qualified construction contractor retained through the County's competitive bid process. The project will be managed by Public Works.

The proposed agreement with the apparent Lowest Responsive and Responsible Bidder to prepare a baseline construction schedule that conforms to the County's schedule specification is critical to successfully manage construction activities by both the contractor and the County, and a responsible contractor must be able to produce such a construction schedule. Bid specifications provide that if the apparent lowest bidder fails to complete an acceptable schedule, we may return to your Board to recommend that the bidder be determined nonresponsive and recommend awarding the construction contract to the next lowest bidder, contingent on that bidder completing a baseline schedule that conforms to the County's specifications. The contractor's storm water pollution protection plan is critical to the project schedule, as it is a prerequisite to obtaining a State Water Resources Control Board identification number and clearance for the grading permit.

Sustainable Design Program

The project supports your Board's Sustainable Design Program by providing a reclaimed water irrigation system that will eliminate use of potable water for landscape irrigation at LAGC. Additionally, the project will use Smart Water Controller Technology to irrigate the course to maintain proper conditions while minimizing overwatering.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1) by improving the efficiency, quality, and responsiveness of County services to all residents. It also directs that we promote environmental stewardship by reducing energy and water usage. We are also directed to improve Community and Municipal Services (Goal 3) by improving the long-range benefit and recreational enrichment of the community. This project will help to achieve these goals and, thereby, improve the quality of life for the local residents.

FISCAL IMPACT/FINANCING

The construction cost estimate provided by the project architect is \$3,815,700, without contingency. This construction estimate places the total cost of the project at \$5,516,000, including plans and specifications, construction, change order contingency, County services, consultant services, and jurisdictional fees.

The total recommended project budget funding of \$5,516,000 consists of \$2,471,000 LAGC Capital Improvement Funds, \$450,000 in grant funding from the CBMWD, and \$2,595,000 in net County cost consisting of \$1,125,000 in Fourth Supervisorial District Capital Project funds and \$1,470,000 in prior year net County cost. The CBMWD funding (\$450,000) and a portion of the total LAGC funding (\$1,346,000) is being added to the project budget via the appropriation adjustment recommended as part of this action.

We recommend proceeding to advertise the project for construction bids due to the urgency of providing the LAGC with a reliable and less costly water source for irrigation. After evaluation of the bids, we will return to your Board for recommendations on award of the construction contract and revisions to project funding, if necessary.

The Project Schedule and Budget Summary are shown in Attachment A.

Operational Budget Impact

Based on the project description, there is no impact to Park and Recreation's operating budget. All project construction costs are funded through the project budget (C.P. 77388), and any additional or decreased operating costs resulting from this project belong to the lessee (LACC) per the current LAGC Lease Agreement. Parks and Recreation's revenue from LAGC will remain unaffected as its revenue is based on solely on sales (green fees and concessions).

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

This project is exempt from the Civic Art Policy adopted by your Board on December 7, 2004, because it is repair and underground work.

A standard contract, in the form previously approved by County Counsel, will be used. The standard Board-directed clauses that provide for contract termination, renegotiation, and hiring qualified displaced County employees will be included in the contract.

The project specifications contain provisions requiring the contractor to report solicitations of improper consideration by County employees and allowing the County to terminate the contract if it is found that the contractor offered or gave improper consideration to County employees.

As requested by your Board on August 12, 1997, and as a threshold requirement for consideration for contract award, Takahashi is willing to consider Greater Avenues for Independence Program/General Relief Opportunities for Work participants for future employment.

As required by your Board, language has been incorporated into the project specifications stating that the contractor shall notify its employees, and shall require each subcontractor to notify its employees, about Board Policy 5.135 (Safely Surrendered Baby Law) and that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

Bidders will also be required to show full compliance with Los Angeles County Code, Chapter 2.200 (Child Support Compliance Program) and Chapter 2.203 (Contractor Employee Jury Service Program).

To ensure that the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, their civil litigation history, and information regarding prior criminal convictions. The information reported will be considered before making a recommendation to award.

ENVIRONMENTAL DOCUMENTATION

The proposed project is categorically exempt under the California Environmental Quality Act (CEQA) in accordance with State CEQA Guidelines, Section 15301, Class 1, Subsections (d), (h), and (l), and Section 15302, Class 2, Subsection (c), and the County of Los Angeles Environmental Documentation Reporting Procedures and Guidelines, Classes 1 (c), (h), (j), and (r), and 2 (a) adopted by your Board on November 17, 1987, as they provide for the repair and restoration of deteriorated mechanical equipment, water supply reservoirs and appurtenant structures, and the replacement or reconstruction of existing utility systems involving negligible or no expansion of capacity. A notice of exemption will be filed with the Registrar-Recorder/County Clerk.

CONTRACTING PROCESS

Advertising for bids will be in accordance with the County's standard Instruction Sheet for Publishing Legal Advertisements (Attachment B). Following receipt of bids, we will return to your Board for construction contract award.

As requested by your Board on February 3, 1998, this contract opportunity will be listed on the Doing Business with Us website.

As provided by the State Labor Code, the project specifications require that contractors pay prevailing wage rates to all persons providing work on the project.

Participation by Community Business Enterprises (CBE) in the project is encouraged through Public Works' Capital Projects' CBE Outreach Program and by monitoring the good faith efforts of bidders to utilize CBEs.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The golf course will remain open during construction. The project specifications require the contractor to coordinate its construction schedule with the daily functions and activities of the golf course to minimize disruption of services and to maintain safe public access during construction.

The Honorable Board of Supervisors
September 1, 2009
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CONCLUSION

Please return one adopted copy of this letter to the Chief Executive Office, Capital Projects Division; one to the Department of Public Works, Project Management Division II; and one to the Department of Parks and Recreation.

Respectfully submitted,



WILLIAM T FUJIOKA
Chief Executive Officer

WTF:GF:DL
DJT:PB:mc

Attachments

c: Auditor-Controller
County Counsel
Department of Parks and Recreation
Department of Public Works

September 1, 2009

ATTACHMENT A

**DEPARTMENT OF PUBLIC WORKS: LOS AMIGOS GOLF COURSE
NEW IRRIGATION SYSTEM AND LAKE RENOVATION PROJECT
CITY OF DOWNEY
CATEGORICAL EXEMPTION AND
ADOPT AND ADVERTISE
SPECS. 6829; CAPITAL PROJECT NO. 77388
(FOURTH DISTRICT) (4 VOTES)**

I. PROJECT SCHEDULE

Project Activity	Scheduled Completion Date
Design	
Contract Execution	10/06/04*
Construction Document Submittal	10/26/05*
Jurisdictional Approval	07/20/09*
Construction Bid and Award	11/10/09
Construction	
Substantial Completion	06/22/10
Project Acceptance	08/24/10

Completed activity.*

II. PROJECT BUDGET SUMMARY

Budget Category	Project Budget
Land Acquisition	\$ 0
Construction	
Construction Contract	\$ 3,815,700
Change Orders (10 percent)	\$ 381,600
Off-site and Utilities Connection Fees	\$ 91,720
Subtotal	\$ 4,289,020
Programming/Development	\$ 0
Plans and Specifications	\$ 252,500
Consultant Services	
Deputy Inspection	\$ 15,000
Site Planning	\$ 0
Hazardous Materials	\$ 20,000
Geotech/Soils Test	\$ 20,000
Material Testing	\$ 10,000
Cost Estimating	\$ 10,000
Project Scheduling	\$ 15,000
Topographic Surveys	\$ 0
Construction Management	\$ 150,000
Construction Administration	\$ 0
Environmental	\$ 20,750
Move Management	\$ 0
Equipment Planning	\$ 0
Legal	\$ 0
Contract/Change Order	\$ 0
Other	\$ 0
Subtotal	\$ 260,750

II. PROJECT BUDGET SUMMARY (continued)

Budget Category	Project Budget
Printing	\$ 20,000
Miscellaneous	\$ 0
Subtotal	\$ 20,000
Jurisdictional Review/Plan Check/Permit	\$ 26,500
County Services	
Code Compliance and Quality Control	
Inspections	\$ 155,900
Design Review	\$ 0
Design Services	\$ 0
Contract Administration	\$ 38,600
Project Management	\$ 361,230
Project Management Support Services	\$ 0
Secretarial	\$ 15,000
Document Control	\$ 35,000
ISD Job Order Contract Management	\$ 0
DPW Job Order Contract Management	\$ 0
ISD ITS Communications	\$ 0
Project Security	\$ 0
Project Technical Support	\$ 26,500
Consultant Contract Recovery	\$ 20,000
Office of Affirmative Action	\$ 15,000
County Counsel	\$ 0
Other	\$ 0
Job Order Contract Management	\$ 0
Design Services	\$ 0
Subtotal	\$ 667,230
Total	\$ 5,516,000

September 1, 2009

ATTACHMENT B

**DEPARTMENT OF PUBLIC WORKS: LOS AMIGOS GOLF COURSE
NEW IRRIGATION SYSTEM AND LAKE RENOVATION PROJECT
CITY OF DOWNEY
CATEGORICAL EXEMPTION AND
ADOPT AND ADVERTISE
SPECS. 6829; CAPITAL PROJECT NO. 77388
(FOURTH DISTRICT) (4 VOTES)**

PUBLISHING LEGAL ADVERTISEMENTS: In accordance with the State of California Public Contract Code Section 20125, you may publish once a week for two weeks in a weekly newspaper or ten times in a daily newspaper. Forward three reprints of this advertisement to Architectural Engineering Division, Department of Public Works, 900 South Fremont Avenue, 8th Floor, Alhambra, California 91803-1331.

**OFFICIAL NOTICE
INVITING BIDS**

Notice is hereby given that the Director of Public Works will receive sealed bids for furnishings, materials, labor, and equipment required to complete construction for the following work:

<u>SD</u>	<u>SPECS</u>	<u>PROJECT</u>	<u>BID DOC. FEE</u>	<u>DATE OF BID OPENING</u>
4	6829	Los Amigos Golf Course 7925 Quill Drive Downey, CA 90242	\$25	10/1/2009

Copies of the project manual and drawings may be obtained at the Cashier's office, Department of Public Works, 900 South Fremont Avenue, Mezzanine Floor, Alhambra, California 91803, for the fee stated above. For bid information, please call (626) 458-2563. Each bid shall be submitted on the required form, sealed, and filed at the Cashier's office no later than 2:15 p.m. on October 1, 2009. Bids will be publicly opened, examined, and declared by Public Works at 2:30 p.m. on this date in Architectural Engineering Division's Conference Room, 900 South Fremont Avenue, 8th Floor, Alhambra, California 91803.

Bids must conform to the drawings and project manual and all bidding requirements. This project requires the prime contractor to possess an active B license classification at

the time of award bid submittal. The contractor should verify to his/her satisfaction that he/she holds the correct license for this type of project.

PRE-BID CONFERENCE

The Public Works' Project Management Team will hold a prebid conference at 10 a.m. on September 14, 2009, at the project job site. Mr. David Asato will provide information on the project, bidding process, and answer any questions that potential bidders may have. For further directions, please contact Mr. Asato with the Public Works' Project Management Team at (626) 458-2586.

OTHER INSTRUCTIONS

The County supports and encourages equal opportunity contracting. The contractor shall make good faith efforts, as defined in Section 2000 of the Public Contract Code, to contract with Community Business Enterprises.

The Board of Supervisors reserves the right to reject any or all bids or to waive technical or inconsequential errors and discrepancies in bids submitted in the public's interest.

Si necesita información en español, por favor llame al Telefono (626) 458-2563.



Upon 72 hours notice, Public Works can provide program information and publications in alternate formats or make other accommodations for people with disabilities. In addition, program documents are available at our main office in Alhambra (900 South Fremont Avenue), which is accessible to individuals with disabilities. To request accommodations ONLY, or for more ADA information, please contact our departmental ADA Coordinator at (626) 458-4081 or TDD (626) 282-7829, Monday through Thursday, from 7 a.m. to 5:30 p.m.



Con 72 horas de noticia, el Departamento puede proveerle información y publicaciones sobre el programa y formatos alternativos o hacer adaptaciones para incapacitados. Además, documentación sobre el programa está disponible en nuestra oficina principal en Alhambra (900 South Fremont Avenue), la cual es accesible para individuos con incapacidades. Para solicitar adaptaciones SOLAMENTE, o para mas información del ADA, pongase en contacto con nuestro Coordinador del ADA del Departamento al (626) 458-4081 o TDD (626) 282-7829, de lunes a jueves de las 7 a.m. a 5:30 p.m.

By order of the Board of Supervisors of the County of Los Angeles, State of California,
dated September 1, 2009.

Specs. 6829

SACHI A. HAMAI, EXECUTIVE OFFICER
OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES

MEMORANDUM OF UNDERSTANDING (MOU)
between
CENTRAL BASIN MUNICIPAL WATER DISTRICT
and
LOS ANGELES COUNTY PARKS AND RECREATION
REGARDING GRANT FUNDS
FOR THE
LOS AMIGOS GOLF COURSE

As of this 1st day of September, 2009, the Central Basin Municipal Water District (hereinafter "CBMWD") and the Los Angeles County Parks and Recreation (hereinafter "COUNTY") hereby agree as follows:

SECTION 1 – PURPOSE

CBMWD owns a system capable of distributing recycled water produced at the E. Thornton Ibbetson Century Water Recycling Plant on a wholesale basis. COUNTY owns Los Amigos Golf Course in Downey (hereinafter "Project"). COUNTY intends to use recycled water for the Project, which requires capital improvements (hereinafter "Retrofit Improvements") to assure the recycled water and potable water pipelines remain separate. CBMWD wishes to partly finance the construction of Retrofit Improvements to promote use of recycled water.

SECTION 2 - USE OF GRANT FUNDS

The Project is one of CBMWD's largest recycled water use projects, which is presently slated for a \$3 million Retrofit Improvements and an annual water use of approximately four hundred (400) acre-feet. CBMWD and the COUNTY have recently completed the dual plumbed retrofit design. In support of the Project, CBMWD shall provide Four Hundred Fifty Thousand Dollars (\$450,000.00) for the Project's Retrofit Improvements. The funds shall be committed by CBMWD only for its intended purpose and no later than June 30, 2011. CBMWD shall disburse the funds to COUNTY at the earlier of the first operating day of the Project or June 30, 2011. If the Project is not completed and operational by June 30, 2011, all commitments by CBMWD relating to the Project will terminate.

SECTION 3 - USE OF REYCLED WATER

COUNTY has allocated over \$3 million in funding to install a reclaimed water irrigation system at the Project, reflecting its strong commitment to use of reclaimed water for course irrigation. The substantial investment of County resources reflects the County's commitment to substitute reclaimed water for potable water and provides substantial economic incentive to the golf course operator to use reclaimed water; the operator will financially benefit from being able to use a less expensive water source for irrigation without the need to finance the irrigation system improvements.

The parties hereto agree that the acceptance of the recycled water is contingent upon the installation of a new irrigation system, including a design that limits use of potable water only to the golf greens.

SECTION 4 – INDEMNIFICATION

COUNTY shall hold harmless, defend at its own expense, and indemnify CBMWD, its officers, employees, and agents against any and all liability, claims, losses, damages or expenses, including reasonable attorneys' fees, arising from all negligent or reckless acts or omissions, or acts of willful misconduct of COUNTY or its officers, agents, or employees in rendering services under this MOU; excluding, however such liability, claims, losses, damages, or expenses arising solely from CBMWD's gross negligence or willful acts.

SECTION 5 – INTEGRATION

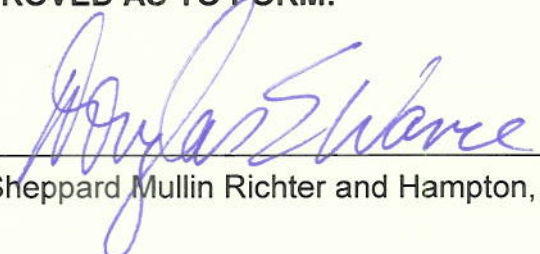
This MOU represents the entire understanding of CBMWD and COUNTY as to those matters contained herein. No prior oral or written understanding shall be of any force or effect with respect to those matters covered hereunder. This MOU may not be modified or altered except in writing signed by both parties.

IN WITNESS WHEREOF, the parties hereto have caused this MOU to be executed the date first written above.

APPROVED: CENTRAL BASIN MUNICIPAL WATER DISTRICT

By 
Art Aguilar, General Manager

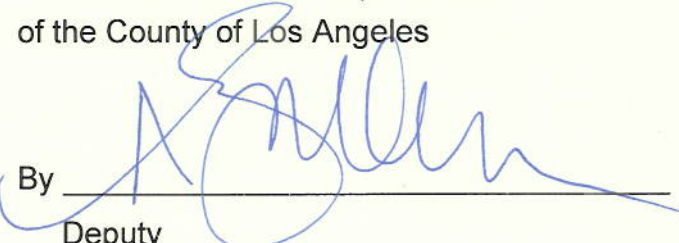
APPROVED AS TO FORM:

By 
Sheppard Mullin Richter and Hampton, LLP, District Counsel

APPROVED: COUNTY OF LOS ANGELES

ATTEST:

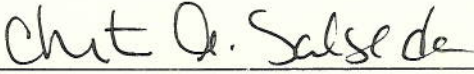
SACHI A. HAMAI, Executive Office,
Clerk of the Board of Supervisors
of the County of Los Angeles

By 
Deputy



APPROVED AS TO FORM:

ROBERT KALUNIAN
Acting County Counsel

By 
CHRISTINA A. SALSEDA
Principal Deputy County Counsel

ADOPTED
BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

32 SEP 1 2009


SACHI A. HAMAI
EXECUTIVE OFFICER

**AMENDMENT NUMBER 6 TO LEASE AGREEMENT NUMBER 43119
FOR THE OPERATION AND MAINTENANCE OF
LOS AMIGOS COUNTY GOLF COURSE**

This Amendment to Lease Agreement No. 43119 (hereinafter: "Amendment") made and entered into this 1st day of September 2009,

By and between the

COUNTY OF LOS ANGELES,

a body corporate and politic, hereinafter referred to as "County", on the one hand, and

and

LOS AMIGOS COUNTRY CLUB, INC.,

a California corporation, hereinafter referred to as the "Lessee";

WITNESSETH:

WHEREAS, County and Lessee have entered into County Lease Agreement Number 43119, as amended, (hereinafter: the "Lease") on November 9, 1982, for the operation and maintenance of Los Amigos County Golf Course; and

WHEREAS, County has allocated certain capital projects funding to provide for the installation of a new irrigation system, hereinafter referred to as "Project", at the Los Amigos Country Club; and

WHEREAS, Section 7 of the lease, entitled Required Capital Improvement Program, authorizes construction projects at the Los Amigos County Club utilizing monies deposited by the Lessee in the golf course Capital Improvement Project (CIP) Trust Fund; and

WHEREAS, County has prepared, and the Lessee concurs with, the project scope of work which is incorporated by reference herein; and

WHEREAS, County and Lessee desire to amend the Lease to address the requirements involved by financing the Project from County's capital project's budget and to add other standard provisions adopted by County since this Lease was last

amended; and

WHEREAS, County and Lessee recognize the risk to future availability of the current water source for Course irrigation, which consists of imported potable water from Central Basin Municipal Water District; and

WHEREAS, County and Lessee recognize the need to install a reclaimed water irrigation system to irrigate all landscape areas of the Course, including putting surfaces, to secure a more reliable source of water for Course irrigation that will help ensure continued operation and proper landscape maintenance of the Los Amigos County Golf Course (Course).

NOW, THEREFORE, in consideration of the mutual covenants, conditions, and promises contained herein the parties do agree as follows:

1. PRIORITY OF AMENDMENTS

In the event of any conflict or inconsistency in the definition or interpretation of any work, responsibility, schedule, or contents or description of task, deliverable, goods, service, or works, or otherwise between the Lease, as amended and Amendment Number 6, such conflict or inconsistency shall be resolved by giving precedence to Amendment Number 6 and then to the Lease and Amendments 1 through 5.

2.0 COUNTY'S REQUIRED SERVICES

2.01 County shall provide the necessary services for the completion of the irrigation project including but not limited to construction management as follows:

- 2.01.01 Acquire permits and approvals from all governmental and/or regulatory agencies having regulatory function under the law with respect to the design development, construction, or operation of structures or improvements;
- 2.01.02 Perform financing, bookkeeping, and record retention services for all expenses related to the Project;

- 2.01.03 With the cooperation of the Lessee, provide for the orderly and safe segregation of the construction area from the golf course for construction purposes, including obtaining the Director's concurrence thereto, and posting the site with construction notice.
- 2.02 Change Orders: Any proposed change order(s) shall require the prior written approval of the County.
- 2.03 Record Drawings: Upon completion of the Project, County shall furnish the Lessee with a complete set of Project record drawings on mylar or its equivalent.
- 2.04 Quality of Work Performed: County shall utilize the services of a Contractor, licensed by the State of California, for the construction and installation of the Project, provided however, that the hiring of a Contractor will be subject to the availability of sufficient funding to complete the project as provided in section 3.02 of this Amendment. County shall ensure that Contractor constructs, performs, completes and maintains all construction and installations covered by this Amendment utilizing best management practices and quality materials, provided that Contractor's maintenance obligations after the completion of Project construction shall be limited in time to that specified in the Contractor's construction warranty, and shall furnish all tools, equipment, labor and material necessary to perform and complete the same, and shall maintain construction equipment in good operating condition and repair at all times. County shall cause Contractor to timely commence construction of the works of improvement, and shall cause Contractor to diligently prosecute and complete same.
- 2.05 Completion Date: County shall use its best efforts to complete the Project within six (6) months following the award of the construction contract. The improvements shall be deemed to be complete upon acceptance of works of improvements by the Director, and, if applicable, the County's Public Works Department.

3. FUNDING ARRANGEMENTS FOR THE USE OF COUNTY'S CAPITAL PROJECTS FUNDING

- 3.01 Total estimated project budget is \$5,516,722, which funds design, construction, project management, jurisdictional review and permitting, as well as a 10% construction contingency to cover unforeseen conditions. Project expenditures through January 1, 2009 are \$263,372, which include design costs, consultant fees, project management expenses, jurisdictional review and permitting fees.
- 3.02 The project budget of \$5,516,722 consists of \$2,471,722 Los Amigos Golf Course Capital Improvement Project (LAGC CIP) funds, including \$196,000 spent in a prior year and \$2,275,722 in available funds, and \$3,045,000 in non-golf course related funding contributed by the County. The project budget of \$5,516,722 funds design, construction (budgeted at \$3,838,358), project management, jurisdictional review and permitting, as well as a 10% construction contingency to cover unforeseen conditions.
- 3.03 Upon receipt by County of a responsive construction bid within the project construction budget of \$3,838,358 (excluding the 10% contingency), the County will proceed with hiring of Contractor as provided in section 2.04 of this Amendment. A project construction cost above \$3,838,358 (excluding the 10% contingency) will result in a total project cost above the available \$5,516,722 funding, and additional project funding must be identified prior to initiation of hiring of a Contractor for project construction. A revision to the project budget is permitted subject to confirmation by County of necessary additional project funding.
- 3.04 In the event of project cost overruns which may occur due to unforeseen delays or conditions and which would result in project costs exceeding the total project budget, the necessary additional funds will be drawn from the LAGC CIP to the extent they are available. In the event that insufficient LAGC CIP funds are available to cover the full amount of any project overruns which occur, the County will be responsible for covering the

difference.

3.05 Parties to the construction agreement will be the County, and its selected construction Contractor.

3.06 Construction payments will be made by County to Contractor.

4. PROJECT SCOPE AND RESPONSIBILITY OF PARTIES

4.01 Renovation of both lakes, including compaction, relining, and necessary improvements to use lakes as reclaimed water reservoirs.

4.02 Installation of a new reclaimed water irrigation system to irrigate all areas of the course including putting surfaces.

4.03 Construction planned to be phased to allow the golf course to continue to operate as an 18-hole course during construction; however construction duration and potentially construction costs could be reduced with access to larger areas of the Course at one time. The driving range will need to be closed for an estimated two to three weeks during the construction to install new irrigation lines. The timing of the driving range closure to be determined following hiring of construction contractor and in consultation with Lessee.

4.04 The County will employ a consultant full-time during the construction period to coordinate construction work with the course superintendent.

5. BOARD OF SUPERVISORS APPROVAL

This Amendment shall be conditioned upon and effective only upon the formal approval of the Board of Supervisors of Lessor.

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IN WITNESS WHEREOF, the parties have executed this Amendment No. 6 to Lease Agreement Number 43119, effective as of the date first above written.

43119
Supplement 6

ADOPTED
BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

SEP 11 2009

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

LESSEE
Los Amigos Country Club, Inc.

By: Donald A. Duffin President
DONALD A. DUFFIN, President 7/21/09
7:00AM

COUNTY OF LOS ANGELES

By: Don Knabe
Don Knabe
Chair, Board of Supervisors

ATTEST:

SACHI A. HAMAI
Executive Officer-Clerk
of the Board of Supervisors



for the County of Los Angeles

By

Deputy

I hereby certify that pursuant to
Section 25103 of the Government Code,
delivery of this document has been made.

SACHI A. HAMAI
Executive Officer
Clerk of the Board of Supervisors

By

Deputy

APPROVED AS TO FORM:

ROBERT E. KALUNIAN
Acting County Counsel



By

Christina A. Salseda

Christina A. Salseda, Senior Deputy

ADOPTED
BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

32 SEP 1 2009

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

43119 Supplement No. 6

COUNTY OF LOS ANGELES

REQUEST FOR APPROPRIATION ADJUSTMENT

DEPARTMENT OF **Parks and Recreation**DEPT'S.
NO.

600-10001

AUG. 7

2009

AUDITOR-CONTROLLER.

THE FOLLOWING APPROPRIATION ADJUSTMENT IS DEEMED NECESSARY BY THIS DEPARTMENT. WILL YOU PLEASE REPORT AS TO ACCOUNTING AND AVAILABLE BALANCES AND FORWARD TO THE CHIEF EXECUTIVE OFFICER FOR HIS RECOMMENDATION OR ACTION.

ADJUSTMENT REQUESTED AND REASONS THEREFOR

FY 2009-2010

4 - VOTES

SOURCES

Total: \$3,142,000

USES

Total: \$3,142,000

see attached sheet

JUSTIFICATION

Adjustment is necessary to increase project funding for the Los Amigos Golf Course New Irrigation System and Lake Renovation project (CP 77388) with revenue from the Los Amigos Golf Course Capital Improvement Fund (\$1,346,000) and Central Basin Municipal Water District grant funds (\$450,000).

ADOPTED

BOARD OF SUPERVISORS

COUNTY OF LOS ANGELES

CHIEF EXECUTIVE OFFICER'S REPORT

*Robert Maycumber*Robert Maycumber, Division Chief of Budget &
Fiscal Svcs. DPR

32 SEP 1 2009

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICERREFERRED TO THE CHIEF
EXECUTIVE OFFICER FOR —

ACTION

APPROVED AS REQUESTED

AS REVISED

✓
RECOMMENDATION

20

[Signature]
CHIEF EXECUTIVE OFFICER

AUDITOR-CONTROLLER BY

APPROVED (AS REVISED):
BOARD OF SUPERVISORS

20

NO. 008

August 11 2009

BY

DEPUTY COUNTY CLERK

SEND 6 COPIES TO THE AUDITOR-CONTROLLER

**Appropriation Adjustment
Fiscal Year 2009-10
(4-VOTE)**

SOURCES

Department of Parks & Recreation
Capital Project/Refurbishments
Los Amigos Golf Course (4)
New Irrigation System and Lake Renovation
A01-CP-94-9923-65043-77388
Other Miscellaneous/CP
Increase Revenue \$ 450,000

Department of Parks & Recreation
Golf Course - Capital Improvement Fund
CA2-PK-2000-40535
Services Supplies
Decrease Appropriation \$1,346,000

Capital Project/Refurbishments
Capital Project/Refurbishments
Los Amigos Golf Course (4)
New Irrigation System and Lake Renovation
A01-CP-96-9919-65043-77388
Operation Transfer In/CP \$1,346,000

Total: \$3,142,000

USES

Department of Parks & Recreation
Capital Project/Refurbishments
Los Amigos Golf Course (4)
New Irrigation System and Lake Renovation
A01-CP-6014-65043-77388
Fixed Assets - B & I
Increase Appropriation \$ 450,000

Department of Parks & Recreation
Golf Course - Capital Improvement Fund
CA2-PK-6100-40535
Operating Transfer Out
Decrease Appropriation \$1,346,000

Department of Parks & Recreation
Capital Project/Refurbishments
New Irrigation System and Lake Renovation
A01-CP-6014-65043-77388
Fixed Asset - B & I
Increase Appropriation \$1,346,000

Total: \$3,142,000

PA#008 Karen Zukawa 8/11/09